

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Gilbertson *et al.*

Serial No.: 10/821,711

Filed: April 8, 2004

For: DNA CONSTRUCTS AND METHODS TO
ENHANCE THE PRODUCTION OF
COMMERCIALY VIABLE TRANSGENIC
PLANTS

Group Art Unit: 1638

Examiner: Kruse, David H.

Atty. Dkt. No.: MONS:140US

CERTIFICATE OF ELECTRONIC TRANSMISSION
37 C.F.R. § 1.8

I hereby certify that this correspondence is being
electronically filed with the United States Patent and
Trademark Office via EFS-Web on the date below:

January 14, 2009

Date

/Ron J. Laby/

Ron J. Laby

AMENDMENT AND RESPONSE TO OFFICE ACTION DATED OCTOBER 14, 2008

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is responsive to the Official Action dated October 14, 2008, for which the date for response is January 14, 2009. A Supplemental Information Disclosure Statement, fees, and accompanying reference is being filed concurrently. No additional fees are believed due in connection with the filing of this paper. However, should any such fees become due under 37 C.F.R. §§ 1.16 to 1.21 for any reason relating to the Response, the Commissioner is authorized to deduct said fees from *Sonnenschein Nath & Rosenthal L.L.P.* Account No. 19-3140/MONS:140US.

Reconsideration is respectfully requested.